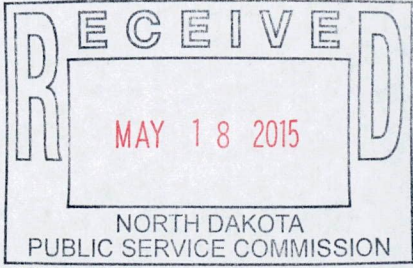


NORTH DAKOTA PUBLIC SERVICE COMMISSION



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 In the Matter of the Application of Dakota )  
 Access LLC for a Certificate of Site )  
 Compatibility and Route Permit for the Dakota )  
 Access Pipeline Project in Mountrail, )  
 Williams, McKenzie, Dunn, Mercer, Morton )  
 and Emmons Counties, North Dakota )  
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Case No. PU-I 4-842

**CERTIFICATE OF SERVICE**

I hereby certify that true and correct copies of the **PETITION TO INTERVENE OF DELBERT ZARR and AFFIDAVIT OF DELBERT ZARR** were on May 18, 2015, filed with the North Dakota Public Service Commission and mailed to the following:

Brian R. Bjella  
 Crowley Fleck PLLP  
 P.O. Box 2798  
 Bismarck, ND 58502-2798

Dated this 18<sup>th</sup> day of May, 2015.

BAUMSTARK BRAATEN LAW PARTNERS  
 Attorneys for Delbert Zarr  
 109 North 4th Street, Suite 100  
 Bismarck, ND 58501  
 Phone: 701-221-2911  
 Fax: 701-221-5842

       /s/ Derrick Braaten  
 By: Derrick Braaten

NORTH DAKOTA PUBLIC SERVICE COMMISSION

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McKenzie, Dunn, Mercer, Morton and Emmons )  
Counties, North Dakota )  
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Case No. PU-I 4-842

**PETITION TO INTERVENE OF  
DELBERT ZARR**

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Pursuant to N.D.A.C. § 69-02-02-05, Delbert Zarr, by and through his attorneys Derrick Braaten and Matt Kelly (collectively, "Petitioners"), hereby petition to intervene in the above-captioned proceedings. In support of this petition, Petitioners state and allege as follows:

1. Delbert Zarr resides at 8108 12<sup>th</sup> Street SW, Dodge, ND 58625. He received documents from Dakota Access, LLC and offers for an easement over his land for the Dakota Access Pipeline Project, and has also received repeated requests for survey permission on his property.
2. Mr. Zarr's property will be crossed by the Dakota Access Pipeline Project, and he is concerned about impacts to his land. Mr. Zarr has not yet been able to reach an agreement with Dakota Access regarding an easement on his property, and feels it is necessary to protect his interests by ensuring that he is represented in these proceedings.

3. Petitioners have a direct and substantial interest in these proceedings, as well as legal property rights which may be substantially affected by the ND Public Service Commission's findings and conclusions in this matter. Petitioners are intimately familiar with the land they own and rent, and can provide the PSC with specific information related to its routing determination in this proceeding, with respect to their individual lands.
4. Petitioners are not adequately represented by existing parties, and Petitioners' intervention would not unduly broaden the issues or delay the proceedings, particularly given the early nature of the proceedings.
5. Petitioners are not necessarily in support of or opposed to the relief sought by the applicant in this proceeding, but intend to oppose such relief if it allows Dakota Access to cross the lands they own and rent in a manner that will cause unnecessary or unreasonable damage to the land and to their farming operations.

Dated this 18<sup>th</sup> day of May, 2015.

**BAUMSTARK BRAATEN LAW PARTNERS**

/s/ Derrick Braaten  
Derrick Braaten (ND 06394)  
109 North 4th St., Suite 100  
Bismarck, ND 58501-4003  
Tel. 701-221-2911  
Fax 701-221-5842  
derrick@baumstarkbraaten.com

**TARLOW AND STONECIPHER, PLLC**

/s/ Matt Kelly  
Matt J. Kelly (TL-08000)  
1705 West College Street  
Bozeman, MT 59715-4913  
Telephone: 406-586-9714  
Fax: 406-586-9720  
mkelly@lawmt.com

NORTH DAKOTA PUBLIC SERVICE COMMISSION

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Case No. PU-I 4-842

**AFFIDAVIT OF  
DELBERT ZARR**

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STATE OF NORTH DAKOTA )  
)ss.  
COUNTY OF DUNN )

Delbert Zarr, individually, being duly sworn, states under oath as follows:

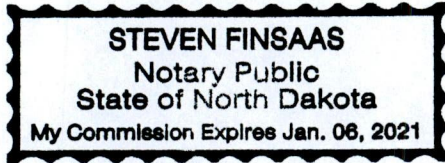
1. I live at 8108 12<sup>th</sup> Street SW, Dodge, ND 58625.
2. I have received documents from Dakota Access, LLC and offers for an easement over my land for the Dakota Access Pipeline Project, and have also received repeated requests for survey permission on my property.
3. My property will be crossed by the Dakota Access Pipeline Project, and I am concerned about impacts to my land. I have not yet been able to reach an agreement with Dakota Access regarding an easement on my property, and feel it is necessary to protect my interests by ensuring that they are represented in these proceedings.

Dated this 13 day of April, 2015.

Delbert Zarr  
Delbert Zarr

STATE OF NORTH DAKOTA     )  
  )ss.  
COUNTY OF DUNN            )

On this 13 day of April, 2015, before me personally appeared Delbert Zarr, individually, and known to me to be the same person who is described in and who executed the within document, and acknowledged to me that he executed the same.



Steven Finsaas  
Notary Public

STEVEN FINSAAS  
Notary Public  
State of North Dakota  
My Commission Expires Jan. 08, 2021